



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE LOWER MANHATTAN DISASTER SITE  
LITIGATION

Case No.: 21 MC 102(AKH)

THIS DOCUMENT APPLIES TO ALL LOWER  
MANHATTAN DISASTER SITE LITIGATION

**STIPULATION OF DISCONTINUANCE AS  
TO DEFENDANT, GRUBB & ELLIS  
MANAGEMENT SERVICES, INC., ONLY  
FOR THE CASES LISTED IN THE  
ATTACHED "EXHIBIT A"**

**IT IS HEREBY STIPULATED AND AGREED** by and between the undersigned for the parties in the cases listed in the attached exhibit, that whereas no party herein is an infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of this action and based on the representation of the within defendant, and to the extent of Plaintiff(s) can so Stipulate that each claim, cross-claim and counter-claim asserted by and against defendant *GRUBB & ELLIS MANAGEMENT SERVICES, INC.*, only as to the claims being made as to the premises located at 22 Cortland Street, New York, New York for the cases listed in the attached exhibit shall be and the same hereby are discontinued without prejudice without costs to any party as against the other.

**IT IS FURTHER STIPULATED AND AGREED** that should evidence be discovered throughout the course of the litigation which determines that *GRUBB & ELLIS MANAGEMENT SERVICES, INC.*, are proper parties to this suit, that plaintiff(s) may reinstitute the action without regard to the applicable Statute of Limitations, assuming said original action was timely commenced, and in such instance Defendant shall not assert Statute of Limitation as a defense.

This Stipulation may be filed without further notice with the Clerk of the Court.

Dated: New York, New York  
October 5, 2012

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GRUBB & ELLIS MANAGEMENT  
SERVICES, INC.

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*Submitted 10/15/12  
Chris Helit*

**EXHIBIT A**

<b>PLAINTIFF'S NAME</b>	<b>INDEX NUMBER</b>	<b>PLAINTIFF'S COUNSEL</b>
Aristizabal, Amparro	07CV1457	Napoli Bern
Barbosa, Virginia	06CV1649	Napoli Bern
Calle, Maria Rocio	07CV04458	Napoli Bern
Carrero, Ramon (and wife, Maritza M. Cabrera)	08CV02590	Napoli Bern
Carvajal, Javier	06CV08348	Napoli Bern
Castillo, Francisco (and wife, Courine Castillo)	08CV02592	Napoli Bern
Claret, Cecelia (and husband, Benito Gonzalez)	06CV14554	Napoli Bern
Claret, Justina	08CV6633	Napoli Bern
Concepcion, Beatriz	07CV01594	Napoli Bern
Cruz, Efren	08CV02603	Napoli Bern
Datil, Leonor	07CV1488	Napoli Bern
De La Cruz, Maria	07CV4464	Napoli Bern
Diez, Rosa (and husband, Panci Diez)	07CV05352	Napoli Bern
Diaz, Ruth	07CV1601	Napoli Bern
Falcones, Blanca	07CV210	Napoli Bern
Flores, Danilsa	07CV01608	Napoli Bern
Galvis, Edgar	06CV3422	Napoli Bern
Gil, Margarita	07CV4470	Napoli Bern
Gimblet, Dennis (and wife, Suzanne Gimblet)	06CV07429	Napoli Bern
Kudman, Yosef (and wife, Leah Kudman)	08CV2643	Napoli Bern
Maher, Thomas	07CV05416	Napoli Bern
Maldonado, Mariana	06CV1786	Napoli Bern
Mazarese, Camilla as proposed administratrix of John Mazarese	07CV5561	Napoli Bern
Munoz, Janeth (and husband, Javier Munoz)	08CV02665	Napoli Bern

Nunez, Divina	07CV356	Napoli Bern
Pena, Marianna	08CV2683	Napoli Bern
Rodriguez, Luz	07CV1521	Napoli Bern
Rodriguez, Mirian	08CV02702	Napoli Bern
Rodriguez, Rosa	06CV0845	Napoli Bern
Ruiz, Arley	07CV05317	Napoli Bern
Sanabia, Manuel (and wife, Maria Sanabia)	08CV6863	Napoli Bern
Vidal, Martha	08CV2733	Napoli Bern
Zamora, Jairo (and wife, Gloria Zamora)	08CV2741	Napoli Bern